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**TO:** \_\_\_\_\_ **COMPANY:** \_\_\_\_\_ **FAX NO:** \_\_\_\_\_  
USPTO 571-273-8300

**FROM:** Larry B. Donovan **DATE:** 10/6/05 **TIME:** \_\_\_\_\_  
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**TOTAL NO. OF PAGES:** 3 **CLIENT/MATTER:** 72255/02663  
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**COMMENTS**

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PATENT

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl No. : 09/675,069 Confirmation No.: 2842  
Applicant : Kenneth W. Batcher  
Filed : September 28, 2000  
TC/A.U. : 2842  
Examiner : Jacob Lipman  
Docket No. : 72255/02663  
Customer No. : 23380

**FAXED TO: (571) 273-8300**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT OF THE SUBSTANCE OF INTERVIEW  
OF 22 AUGUST 2005 (MPEP 713.04)**

Sir:

Applicant is filing this Statement of the Substance of Interview in response to the interview of 22 August 2005. The interview was conducted by telephone; the participants were Jacob Lipman (Examiner) and applicant's representative Larry B. Donovan (Attorney).

No exhibits or demonstrations were conducted.

Claims 25-27, 29-44 and 51-56 were discussed.

No specific prior art was discussed.

The proposed amendments are already described and attached to the Interview Summary form completed by the examiner.

The general thrust of the principle arguments discussed was language in the claims the examiner felt was confusing. Applicant suggested claim amendments that were accepted by the examiner.

No other pertinent matters were discussed.

Applicant agreed to an Examiner's Amendment of claims 25, 27, 30-35, 38, 40-44 and 51-56 to place the application in condition for allowance.

If there are any fees necessitated by the foregoing communication, please charge such fees to our Deposit Account No. 50-0902, referencing our Docket No. 72255/02663.

Respectfully submitted,

TUCKER ELLIS & WEST

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#### FACSIMILE CERTIFICATION UNDER 37 C.F.R. §1.8

I hereby certify that, on the date shown below, the accompanying correspondence (along with any other paper referred to as being attached or enclosed) is being transmitted via Facsimile No.: (571) 273-8300, to The Patent and Trademark Office, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Amy Gagich  
(Typed or Printed Name of Person Mailing Paper)

Amy Gagich  
(Signature of Person Mailing Paper)

DATE: October 6, 2005